

MESSAGE NO: 3101201 MESSAGE DATE: 04/11/2003

MESSAGE STATUS: Active CATEGORY: Antidumping  
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐  
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-588-847

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 02/01/2002 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: REVOCATION OF DUMPING ORDER IN PART FOR CTL CARBON STEEL PLATE  
FROM JAPAN (A-588-847)

MESSAGE NO: 3101201

DATE: 04 11 2003

CATEGORY: ADA

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CASES: A - 588 - 847

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PERIOD COVERED: 02 01 2002 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS  
PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: REVOCATION OF DUMPING ORDER IN PART FOR CTL CARBON  
STEEL PLATE FROM JAPAN (A-588-847)

1. AS A RESULT OF A NOTIFICATION FROM THE PETITIONERS (BETHLEHEM STEEL CORPORATION, IPSCO STEEL INC., NUCOR CORPORATION, AND UNITED STATES STEEL CORPORATION), THAT THEY ARE NO LONGER INTERESTED IN ABRASION-RESISTANT STEEL PRODUCTS (I.E., NK-EH-360 (NK EVERHARD 360) AND NK-EH-500 (NK EVERHARD 500)), MEETING THE SPECIFICATIONS LISTED IN PARAGRAPH TWO, BELOW, SUBJECT TO THE ANTIDUMPING DUTY ORDER ON CERTAIN CUT-TO-LENGTH CARBON-QUALITY STEEL PLATE PRODUCTS FROM JAPAN (A-588-847), THE DEPARTMENT OF

COMMERCE HAS REVOKED THIS ANTIDUMPING DUTY ORDER IN PART WITH RESPECT TO ABRASION-RESISTANT STEEL PRODUCTS (I.E., NK-EH-360 (NK EVERHARD 360) AND NK-EH-500 (NK EVERHARD 500)), MEETING THE SPECIFICATIONS LISTED IN PARAGRAPH TWO, AND PUBLISHED THE REVOCATION IN THE FEDERAL REGISTER ON 03/03/2003 (68 FR 9975).

2. NK-EH-360 HAS THE FOLLOWING SPECIFICATIONS: A) PHYSICAL PROPERTIES: THICKNESS RANGING FROM 6-50 MM, BRINELL HARDNESS: 361 MIN.; B) HEAT TREATMENT: CONTROLLED HEAT TREATMENT; AND C) CHEMICAL COMPOSITION (PERCENT WEIGHT): C: 0.20 MAX., SI: 0.55 MAX., MN: 1.60 MAX., P: 0.030 MAX., S: 0.030 MAX., CR: 0.40 MAX., TI: 0.005-0.020, B: 0.004 MAX. NK-EH-500 HAS THE FOLLOWING SPECIFICATIONS: A) PHYSICAL PROPERTIES: THICKNESS RANGING FROM 6-50 MM, BRINELL HARDNESS: 477 MIN.; B) HEAT TREATMENT: CONTROLLED HEAT TREATMENT; AND C) CHEMICAL COMPOSITION (PERCENT WEIGHT): C: 0.35 MAX., SI: 0.55 MAX., MN: 1.60 MAX., P: 0.030 MAX., S: 0.030 MAX., CR: 0.80 MAX., TI: 0.005-0.020, B: 0.004 MAX.

3. THEREFORE, CUSTOMS IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF ABRASION-RESISTANT STEEL PRODUCTIONS (I.E., NK-EH-360 (NK EVERHARD 360) AND NK-EH-500 (NK EVERHARD 500)), MEETING THE SPECIFICATIONS LISTED IN PARAGRAPH TWO, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR

AFTER 02/01/2002. ALL UNLIQUIDATED ENTRIES OF ABRASION-RESISTANT STEEL PRODUCTS (I.E., NK-EH-360 (NK EVERHARD 360) AND NK-EH-500 (NK EVERHARD 500)), MEETING THE SPECIFICATIONS LISTED IN PARAGRAPH TWO, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR

AFTER 02/01/2002 SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS).

4. REVISED SCOPE LANGUAGE FOLLOWS: THE PRODUCTS COVERED BY THIS ANTIDUMPING DUTY ORDER ARE CERTAIN HOT-ROLLED CARBON-QUALITY STEEL: (1) UNIVERSAL MILL PLATES (I.E., FLAT-ROLLED PRODUCTS

ROLLED ON FOUR FACES OR IN A CLOSED BOX PASS, OF A WIDTH EXCEEDING 150 MM BUT NOT EXCEEDING 1,250 MM, AND OF A NOMINAL OR ACTUAL THICKNESS OF NOT LESS THAN 4 MM, WHICH ARE CUT-TO-LENGTH (NOT IN COILS) AND WITHOUT PATTERNS IN RELIEF), OF IRON OR NON-ALLOY-QUALITY STEEL; AND (2) FLAT-ROLLED PRODUCTS, HOT-ROLLED, OF A NOMINAL OR ACTUAL THICKNESS OF 4.75 MM OR MORE AND OF A WIDTH WHICH EXCEEDS 150 MM AND MEASURES AT LEAST TWICE THE THICKNESS, AND WHICH ARE CUT-TO-LENGTH (NOT IN COILS). STEEL PRODUCTS TO BE INCLUDED IN THE SCOPE OF THIS ORDER ARE OF RECTANGULAR, SQUARE, CIRCULAR OR OTHER SHAPE AND OF RECTANGULAR OR NON-RECTANGULAR CROSS-SECTION WHERE SUCH NON-RECTANGULAR CROSS-SECTION IS ACHIEVED SUBSEQUENT TO THE ROLLING PROCESS (I.E., PRODUCTS WHICH HAVE BEEN "WORKED AFTER ROLLING")-FOR EXAMPLE, PRODUCTS WHICH HAVE BEEN BEVELED OR ROUNDED AT THE EDGES. STEEL PRODUCTS THAT MEET THE NOTED PHYSICAL CHARACTERISTICS THAT ARE PAINTED, VARNISHED OR COATED WITH PLASTIC OR OTHER NON-METALLIC SUBSTANCES ARE INCLUDED WITHIN THIS SCOPE. ALSO, SPECIFICALLY INCLUDED IN THE SCOPE OF THIS ORDER ARE HIGH STRENGTH, LOW ALLOY ("HSLA") STEELS. HSLA STEELS ARE RECOGNIZED AS STEELS WITH MICRO-ALLOYING LEVELS OF ELEMENTS SUCH AS CHROMIUM, COPPER, NIOBIUM, TITANIUM, VANADIUM, AND MOLYBDENUM. STEEL PRODUCTS TO BE INCLUDED IN THIS SCOPE, REGARDLESS OF HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES ("HTSUS") DEFINITIONS, ARE PRODUCTS IN WHICH: (1) IRON PREDOMINATES, BY WEIGHT, OVER EACH OF THE OTHER CONTAINED ELEMENTS, (2) THE CARBON CONTENT IS TWO PERCENT OR LESS, BY WEIGHT, AND (3) NONE OF THE ELEMENTS LISTED BELOW IS EQUAL TO OR EXCEEDS THE QUANTITY, BY WEIGHT, RESPECTIVELY INDICATED:

1.80 PERCENT OF MANGANESE, OR

1.50 PERCENT OF SILICON, OR

1.00 PERCENT OF COPPER, OR

0.50 PERCENT OF ALUMINUM, OR

1.25 PERCENT OF CHROMIUM, OR

0.30 PERCENT OF COBALT, OR

0.40 PERCENT OF LEAD, OR

1.25 PERCENT OF NICKEL, OR

0.30 PERCENT OF TUNGSTEN, OR

0.10 PERCENT OF MOLYBDENUM, OR

0.10 PERCENT OF NIOBIUM, OR  
0.41 PERCENT OF TITANIUM, OR  
0.15 PERCENT OF VANADIUM, OR  
0.15 PERCENT ZIRCONIUM.

ALL PRODUCTS THAT MEET THE WRITTEN PHYSICAL DESCRIPTION, AND IN WHICH THE CHEMISTRY QUANTITIES DO NOT EQUAL OR EXCEED ANY ONE OF THE LEVELS LISTED ABOVE, ARE WITHIN THE SCOPE OF THIS ORDER UNLESS OTHERWISE SPECIFICALLY EXCLUDED.

THE FOLLOWING PRODUCTS ARE SPECIFICALLY EXCLUDED FROM THE ORDER:

(1) PRODUCTS CLAD, PLATED, OR COATED WITH METAL, WHETHER OR NOT PAINTED, VARNISHED OR COATED WITH PLASTIC OR OTHER NON-METALLIC SUBSTANCES;

(2) SAE GRADES (FORMERLY AISI GRADES) OF SERIES 2300 AND ABOVE;

(3) PRODUCTS MADE TO ASTM A710 AND A736 OR THEIR PROPRIETARY EQUIVALENTS;

(4) ABRASION-RESISTANT STEELS (I.E., USS AR 400, USS AR 500, NK-EH-360 (NK EVERHARD 360), NK-EH-500 (NK EVERHARD 500)). (NK-EH-360 HAS THE FOLLOWING SPECIFICATIONS: A) PHYSICAL PROPERTIES: THICKNESS RANGING FROM 6-50 MM, BRINELL HARDNESS: 361 MIN.; B) HEAT TREATMENT: CONTROLLED HEAT TREATMENT; AND C) CHEMICAL COMPOSITION (PERCENT WEIGHT): C: 0.20 MAX., SI: 0.55 MAX., MN: 1.60 MAX., P: 0.030 MAX., S: 0.030 MAX., CR: 0.40 MAX., TI: 0.005-0.020, B: 0.004 MAX. NK-EH-500 HAS THE FOLLOWING SPECIFICATIONS: A) PHYSICAL PROPERTIES: THICKNESS RANGING FROM 6-50 MM, BRINELL HARDNESS: 477 MIN.; B) HEAT TREATMENT: CONTROLLED HEAT TREATMENT; AND C) CHEMICAL COMPOSITION (PERCENT WEIGHT): C: 0.35 MAX., SI: 0.55 MAX., MN: 1.60 MAX., P: 0.030 MAX., S: 0.030 MAX., CR: 0.80 MAX., TI: 0.005-0.020, B: 0.004 MAX);

(5) PRODUCTS MADE TO ASTM A202, A225, A514 GRADE S, A517 GRADE S, OR THEIR PROPRIETARY EQUIVALENTS;

(6) BALL BEARING STEELS;

(7) TOOL STEELS; AND

(8) SILICON MANGANESE STEEL OR SILICON ELECTRIC STEEL.

THE MERCHANDISE SUBJECT TO THIS ORDER IS CLASSIFIED IN THE HTSUS UNDER SUBHEADINGS: 7208.40.3030, 7208.40.3060, 7208.51.0030, 7208.51.0045, 7208.51.0060, 7208.52.0000, 7208.53.0000, 7208.90.0000, 7210.70.3000, 7210.90.9000, 7211.13.0000, 7211.14.0030, 7211.14.0045, 7211.90.0000, 7212.40.1000, 7212.40.5000, 7212.50.0000, 7225.40.3050, 7225.40.7000, 7225.50.6000, 7225.99.0090, 7226.91.5000, 7226.91.7000, 7226.91.8000, 7226.99.0000. ALTHOUGH THE HTSUS SUBHEADINGS ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES, THE WRITTEN DESCRIPTION OF THE MERCHANDISE COVERED BY THIS ORDER IS DISPOSITIVE.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT 1930. SECTION 778 REQUIRES THAT CUSTOMS PAY INTEREST ON OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT JACK DULBERGER OR MARK MANNING AT 202-482-5505 AND 202-482-5253, RESPECTIVELY, AD/CVD ENFORCEMENT, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

7. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CATHY SAUCEDA

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party